



AF/1636

THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Appeals

In re Application of)
HEINZ et al.) Art Unit: 1636
Serial No. 10/019,048) Examiner: AKHAVAN, Ramin
Filed: December 27, 2001)
For: PLANTS EXPRESSING Δ 6-DESATURASE GENES, PUFAS-CONTAINING [SIC]
OILS FROM THESE PLANTS, AND A PROCESS FOR THE PREPARATION OF
UNSATURATED FATTY ACIDS

To: Hon. Commissioner of Patents and Trademarks

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D. C. 20036, on:

October 12, 2004

Date of Deposit

Sabine Berg

Person Making Deposit

Signature

1. ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Appeals from the decision dated 07-13-04 of the Primary Examiner finally rejecting claims 1-10.
2. ☐ A check to cover the extension fee of \$____ is enclosed.
3. ☐ **BRIEF** on appeal in this application is transmitted herewith.
4. ☐ An Oral Hearing is requested.
☐ The Oral Hearing fee of \$280.00 is enclosed.
5. ☒ Fee \$340.00
☒ Enclosed
☐ Not required (Fee paid in prior appeal)
☐ Charge to Deposit Account No. 11-0345.
6. ☒ The Commissioner is hereby authorized to charge any fees which may be further required, or credit any over payment to Account No. 11-0345. A duplicate copy of this sheet is attached.

Respectfully submitted,
KEIL & WEINKAUF

10/18/2004 HGUTEMA1 00000021 10019048

01 FC:1401

340.00 OP

By Herbert B. Keil
Herbert B. Keil
Reg. No. 18,967

1350 Connecticut Avenue, N.W.
Washington, D.C. 20036
(202) 659-0100
HBK/sb